


FILED BY  D.C.

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**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W.D. OF TN. MEMPHIS

ROBERT C. GILL,

Plaintiff,

Case No. 05-2265 D P

vs.

W. W. HERENTON, in his official capacity
as Mayor of the City of Memphis, et al.,

Defendants.

ORDER TO SHOW CAUSE

On May 2, 2005, Defendant filed a Motion for Partial Summary Judgment on the Pleading to Dismiss Punitive Damages Claims Against City of Memphis pursuant to Fed.R.Civ.P. 56. Plaintiff has yet to respond to Defendant's Motion for Partial Summary Judgment. Local Rule 7.2(a)(2) allows the nonmoving party thirty (30) days after service of a motion under Fed.R.Civ.P. 12(b) or 56, in which to file a response with the Court.

Therefore, the Court hereby orders Plaintiff to show cause why Defendant's Motion for Summary Judgment should not be decided on the existing record. Plaintiff has fifteen (15) days from the entry of this order in which to file a response. If Plaintiff fails to respond, the motion will be decided on the existing record without further notice.

IT IS SO ORDERED this 19 day of August 2005.


BERNICE B. DONALD
UNITED STATES DISTRICT JUDGE

This document entered on the docket sheet in compliance
with Rule 58 and/or 79(a) FRCP on 8/25/05





Notice of Distribution

This notice confirms a copy of the document docketed as number 25 in case 2:05-CV-02265 was distributed by fax, mail, or direct printing on August 25, 2005 to the parties listed.

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Honorable Bernice Donald
US DISTRICT COURT